

Albert N. Kennedy, OSB No. 821429 (Lead Attorney)
Direct Dial: 503.802.2013
Facsimile: 503.972.3713
E-Mail: albert.kennedy@tonkon.com

Timothy J. Conway, OSB No. 851752

Direct Dial: (503) 802-202

Facsimile: (503) 972-3722

E-Mail: tim.conway@tonkon.com

Michael W. Fletcher, OSB No. 010448

Direct Dial: (503) 802-2169

Facsimile: (503) 972-3867

E-Mail: michael.fletcher@...
...

Ava L. Schoen, OSB No. 044072

Direct Dial: (503) 802-2143

Facsimile: (503) 972-3843

E-Mail: aya.schoen@tonkon.com

TONKON TORP LLP

888 SW Fifth Avenue, Suite 1600

Portland, OR 97204-2099

Attorneys for Debtors

UNITED STATES BANKRUPTCY COURT

DISTRICT OF OREGON

In re

NORPAC Foods, Inc. [TIN 9330],
Hermiston Foods, LLC [TIN 3927], and
Quincy Foods, LLC [TIN 7444].

Debtors.

Case No. 19-62584-pcm11
LEAD CASE

(Jointly Administered with Case Nos. 19-33102-pcm11 and 19-33103-pcm11)

**MOTION TO RESCHEDULE
HEARING ON DEBTORS' MOTION
TO REJECT COLLECTIVE
BARGAINING AGREEMENTS**

Pursuant to LBR 7007-1(c) made applicable by LBR 9013-1, Debtors hereby request a rescheduled and expedited hearing on their Motion to Reject Collective Bargaining Agreements (“Motion to Reject”) [ECF No. 242]. Debtors’ counsel has conferred with counsel for Teamsters Local Unions 324, 670, and 760 (“Teamsters Locals”) but has been unable to reach agreement on rescheduling the hearing.

Page 1 of 2 - MOTION TO RESCHEDULE HEARING ON DEBTORS' MOTION TO REJECT COLLECTIVE BARGAINING AGREEMENTS

Debtors' Motion to Reject Collective Bargaining Agreements was filed on October 14, 2019 [ECF No. 242]. Objections were due on or before October 25, 2019. Teamsters Locals filed their response on October 25, 2019 [ECF No. 301]. No other responses or objections have been filed.

The final hearing on the Motion is scheduled for February 12, 2020.

On January 10, 2020, Teamsters Locals filed an objection to Debtors' Motion for Authority to Sell Property to Lineage Master RE, LLC ("Lineage"). Teamsters Locals want the closing of the sale to Lineage to be conditioned on compliance by Debtors with Section 1113 of the Bankruptcy Code. As set forth in Debtors' Response to Teamsters Local Unions' Limited Objection to Debtors' Notice of Intent to Sell Real or Personal Property [ECF No. 545], Debtors have complied with Section 1113 of the Bankruptcy Code. Debtors will present evidence of their compliance at the hearing scheduled for January 14, 2020. The sale to Lineage is crucial to Debtors' ability to pay all of their secured creditors and confirm a plan of reorganization that will enable Debtors to make distributions to unsecured creditors. Any delay in the closing will cause harm to Debtors and the estate.

Debtors hereby move this Court for an Order rescheduling the hearing currently scheduled for February 12, 2020 to the earliest available date.

DATED this 13th day of January, 2019.

TONKON TORP LLP

By /s/ Albert N. Kennedy

Albert N. Kennedy, OSB NO. 821429
Timothy J. Conway, OSB No. 851752
Michael W. Fletcher, OSB No. 010448
Ava L. Schoen, OSB No. 044072
Attorneys for Debtors

Page 2 of 2 - MOTION TO RESCHEDULE HEARING ON DEBTORS' MOTION TO REJECT COLLECTIVE BARGAINING AGREEMENTS

EXHIBIT 1

PROPOSED FORM OF ORDER

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

NORPAC Foods, Inc. [TIN 9330],
Hermiston Foods, LLC [TIN 3927], and
Quincy Foods, LLC [TIN 7444],
Debtors.

Case No. 19-62584-pcm11
LEAD CASE

(Jointly Administered with Case
Nos. 19-33102-pcm11 and
19-33103-pcm11

**ORDER GRANTING MOTION FOR
RESCHEDULED HEARING ON
DEBTORS' MOTION TO REJECT
COLLECTIVE BARGAINING
AGREEMENTS**

THIS MATTER came before the Court on January 14, 2020 and good cause
appearing therefor;

IT IS HEREBY ORDERED that the final hearing on Debtors' Motion to Reject
Collective Bargaining Agreements is scheduled for _____, 2020.

#

**Page 1 of 2 - ORDER GRANTING MOTION FOR RESCHEDULED HEARING ON DEBTORS'
MOTION TO REJECT COLLECTIVE BARGAINING AGREEMENTS**

Tonkon Torp LLP
888 SW Fifth Ave., Suite 1600
Portland, OR 97204
503.221.1440

Case 19-62584-pcm11 Doc 546 Filed 01/13/20

I certify that I have complied with the requirements of LBR 9021-1(a).

Presented by:

TONKON TORP LLP

By

Albert N. Kennedy, OSB NO. 821429
Timothy J. Conway, OSB No. 851752
Michael W. Fletcher, OSB No. 010448
Ava L. Schoen, OSB No. 044072
888 S.W. Fifth Avenue, Suite 1600
Portland, OR 97204-2099
Telephone: 503-221-1440
Facsimile: 503-274-8779
E-mail: al.kennedy@tonkon.com
tim.conway@tonkon.com
michael.fletcher@tonkon.com
ava.schoen@tonkon.com

Attorneys for Debtors

cc: List of Interested Parties

Page 2 of 2 - ORDER GRANTING MOTION FOR RESCHEDULED HEARING ON DEBTORS' MOTION TO REJECT COLLECTIVE BARGAINING AGREEMENTS

Tonkon Torp LLP
888 SW Fifth Ave., Suite 1600
Portland, OR 97204
503.221.1440

Case 19-62584-pcm11 Doc 546 Filed 01/13/20